1	H.217
2	Introduced by Representatives Hill of Wolcott and Noyes of Wolcott
3	Referred to Committee on
4	Date:
5	Subject: Motor vehicles; safety inspections
6	Statement of purpose of bill as introduced: This bill proposes to eliminate the
7	annual vehicle safety inspection for all vehicles except school buses.
8	An act relating to vehicle safety inspections
9	It is hereby enacted by the General Assembly of the State of Vermont:
10	Sec. 1. 23 V.S.A § 1222 is amended to read:
11	§ 1222. INSPECTION OF REGISTERED VEHICLES
12	(a) Except for school buses, which shall be inspected as prescribed in
13	section 1282 of this title, and motor buses as defined in subdivision 4(17) of

- 14 this title, which shall be inspected twice during the calendar year at six month
- 15 intervals, all motor vehicles registered in this State shall be inspected once
- 16 each year annually have a visual and electronic examination of the on-board
- 17 <u>diagnostic (OBD) system where applicable</u>. Any motor vehicle, trailer, or
- 18 semi-trailer not currently inspected in this State shall be inspected within
- 19 15 days following the date of its registration in the State of Vermont.

BILL AS INTRODUCED 2019

1	(b)(1) The inspections shall be made at garages or qualified service
2	stations, designated by the Commissioner as inspection stations, for the
3	purpose of determining whether those motor vehicles are properly equipped
4	and maintained in good mechanical condition; provided, however, the scope of
5	the safety inspection of a motor vehicle other than a school bus or a
6	commercial motor vehicle shall be limited to parts or systems that are relevant
7	to the vehicle's safe operation, and such vehicles shall not fail the safety
8	portion of the inspection unless the condition of the part or system poses or
9	may pose a danger to the operator or to other highway users.
10	* * *
11	(d) Notwithstanding the provisions of subsection (a) of this section, an
12	exhibition vehicle of model year 1940 or before registered as prescribed in
12 13	exhibition vehicle of model year 1940 or before registered as prescribed in section 373 of this title or a trailer registered as prescribed in subdivision
13	section 373 of this title or a trailer registered as prescribed in subdivision
13 14	section 373 of this title or a trailer registered as prescribed in subdivision 371(a)(1)(A) of this title shall be exempt from inspection; provided, however,
13 14 15	section 373 of this title or a trailer registered as prescribed in subdivision 371(a)(1)(A) of this title shall be exempt from inspection; provided, however, the vehicle must be equipped as originally manufactured, must be in good
13 14 15 16	section 373 of this title or a trailer registered as prescribed in subdivision 371(a)(1)(A) of this title shall be exempt from inspection; provided, however, the vehicle must be equipped as originally manufactured, must be in good mechanical condition, and must meet the applicable standards of the inspection
13 14 15 16 17	section 373 of this title or a trailer registered as prescribed in subdivision 371(a)(1)(A) of this title shall be exempt from inspection; provided, however, the vehicle must be equipped as originally manufactured, must be in good mechanical condition, and must meet the applicable standards of the inspection manual. [Repealed.]

1	A person shall not affix or cause to be affixed to a motor vehicle, trailer, or
2	semi-trailer a certification of inspection that was not assigned by an official
3	inspection station to such motor vehicle, trailer, or semi-trailer. No person
4	shall reaffix or cause to be reaffixed an official sticker once removed; instead,
5	replacement stickers shall be affixed as prescribed by the rules for replacement
6	sticker agents. A person shall not knowingly operate a motor vehicle, trailer,
7	or semi-trailer to which a certification of inspection is affixed if the
8	certification of inspection was not assigned by an official station to that
9	vehicle , trailer, or semi-trailer .
10	Sec. 3. 23 V.S.A. § 4(61) is amended to read:
11	(61) "Storage trailer" shall mean any regularly manufactured box type
12	trailer which that has been removed from normal over-the-highway service and
13	is used solely for the storage of commodities at a fixed site for extended
14	periods of time. When a storage trailer is moved over the public highways, it
15	shall not contain cargo weighing more than 2,000 pounds, and shall be
16	properly equipped, and in good mechanical condition and inspectable under the
17	provisions of section 1222 of this title, except that storage trailers need not
18	display an inspection sticker.
19	Sec. 4. 23 V.S.A. § 303(a) is amended to read:
20	(a) The Commissioner or his or her duly authorized agent shall register a
21	motor vehicle, trailer, or semi-trailer when application therefor, on a form

1	prescribed by the Commissioner, showing such motor vehicle to be inspected.
2	properly equipped, and in good mechanical condition, is filed with him or her,
3	accompanied by the required registration fee and evidence of the applicant's
4	ownership of the vehicle in such form as the Commissioner may reasonably
5	require. Except for State or municipal vehicles, registrants and titled owners
6	shall be identical.
7	Sec. 5. RULEMAKING; TRANSITION
8	(a)(1) As soon as practicable after the effective date of this section, and not
9	later than May 1, 2019, the Commissioner of Motor Vehicles (Commissioner)
10	shall file with the Secretary of State a proposed amended rule governing motor
11	vehicle inspections (C.V.R. 14-050-022) that:
12	(A) is consistent with the permissible scope of inspections under the
13	amendments to 23 V.S.A. § 1222 in Sec. 1 of this act; and
14	(B) clarifies ambiguous language in the rule.
15	(2) The amended rule described in subdivision (1) of this subsection
16	shall be adopted so as to take effect on July 1, 2020.
17	(b) In the proposed rule amendments, the Commissioner may direct
18	inspection stations to identify advisory, recommended repairs that are not
19	required for the motor vehicle to pass inspection.

1	(c) Nothing in this section or Sec. 1 of this act is intended to affect the
2	emissions-related requirements of the rule governing motor vehicle
3	inspections.
4	(d) On or before January 15, 2020, the Commissioner shall send a written
5	report to the House and Senate Committees on Transportation with
6	recommendations on how the Department of Motor Vehicles should regulate
7	inspections and whether inspections of motor vehicles should be conducted by
8	certified inspection stations.
9	Sec. 6. EFFECTIVE DATES
10	(a) This section and Secs. 4 (registration) and 5 (rulemaking) shall take
11	effect on passage.
12	(b) Secs. 1 (inspections), 2 (prohibitions), and 3 (storage trailer definition)
13	shall take effect on July 1, 2020.